

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
57132.000007

First named inventor: John Hane

Application No.: 10/667,330

Art Unit: 2632

Filed: September 23, 2003

Examiner: Travis R. Hunnings

Title: SECURITY SYSTEM AND METHOD

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of RCE and copy of Responsive Amendment filed April 20, 2006 (identify type of reply):

- ☐ has been filed previously on _____.
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____.

- ☐ has been paid previously on _____.
☐ is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Christopher J. Cuneo
Signature

4/24/06
Date

Christopher J. Cuneo
Typed or printed name

42,450
Registration Number, if applicable

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Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☒ Other: RCE Form PTO/SB/30 and copy of Responsive Amendment filed April 20, 2006

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

Date

Signature

Typed or printed name of person signing certificate

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/667,330 Confirmation No.: 1649
Applicant : John Hane
Filed : September 23, 2003
Title : SECURITY SYSTEM AND METHOD
TC/Art Unit : 2632
Examiner: : Travis R. Hunnings

Docket No. : 57132.000007
Customer No. : **21967**

MAIL STOP PETITION

Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENTS ESTABLISHING UNINTENTIONAL DELAY
IN CONJUNCTION WITH
PETITION TO REVIVE UNINTENTIONAL ABANDONMENT**

Sir:

Under the authority of 37 C.F.R. §1.137(b), Applicants respectfully petition the U.S. Patent and Trademark Office (PTO) to revive unintentionally abandonment of the above-captioned application.

Applicants timely responded to the outstanding Office Action mailed on October 20, 2005 by electronically filing a Responsive Amendment with a Petition for three-month Extension of Time on April 20, 2006. Copies of the complete filing, including the Amendment, Electronic Acknowledgement Receipt and Electronic Patent Application Fee Transmittal, are enclosed for your convenience.

In conjunction with filing the response, Applicant intended to file a Request for Continued Examination (RCE). Due to an inadvertent clerical error, the RCE was not submitted along with the Responsive Amendment and Extension of Time filed on April 20, 2006. Applicants became aware of the failure to file the RCE on Friday, April 21, 2006. Applicants have immediately prepared and file this Petition, including the RCE and required fees.


Therefore, Applicants state that the entire delay period between the due date and this Petition was unintentional.

Applicants believe the fee required for this Petition is \$1,500.00 and authorize the PTO to charge Deposit Account No. 50-0206. However, if Applicants' belief is incorrect, the PTO is authorized to credit or charge such variance to the undersigned's PTO Deposit Account No. 50-0206.

Respectfully submitted,
HUNTON & WILLIAMS LLP

Date: April 24, 2006

By:


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